IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE

CRIMINAL WRIT PETITION NO.2091 OF 2005

Firoz Ismail Shaikh ...Petitioner
Vs.
The State of Maharashtra ...Respondent

Dr.F.R.Shaikh, A.P.P. for the State.

CORAM: B.H.MARLAPALLE & ROSHAN DALVI, JJ.
DATED: 1ST MARCH, 2006

P.C.

1. Dr. Shaikh, the learned A.P.P. states that he has received a written communication from the Superintendent, Nashik Road Central Prison. It appears from the same that the application dated 28th September 2004 submitted by the Petitioner was processed as per rules and on 22nd September 2005 a report came to be submitted by the Assistant Police Commissioner, Devnar Division stating that the Petitioner's sister was not ready to stand surety for the Petitioner. The Petitioner has no other family members as he is unmarried. Under these circumstances an adverse report came to be submitted to the DIG, Prisons, Aurangabad Region who in turn vide his letter dated 13th September 2005 has ordered for fresh enquiry.

2. We therefore, direct the DIG, Prisons Aurangabad Region to decide the Petitioner's application afresh as expeditiously as possible and

strictly as per the rules by 30th April 2006.

3. The Petition is disposed of in terms of the above directions.

. Copy of this order to be forwarded to the Petitioner by the Registry forthwith.

(ROSHAN DALVI, J.) (B.H.MARLAPALLE, J.)